

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
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DATE FILED: 6/18/08

KIEWIT CONSTRUCTORS, INC.,

Plaintiff,

-against-

BUILDING, CONCRETE, EXCAVATING &  
COMMON LABORERS UNION LOCAL 731 OF  
GREATER NEW YORK,

Defendant.

LORETTA A. PRESKA, U.S.D.J.:

For the reasons stated on the record in open court this morning, this action is dismissed in favor of arbitration.

The Clerk of the Court shall mark this action closed  
and all pending motions denied as moot.

SO ORDERED:

Dated: New York, New York  
June 18, 2008

Loretta A. Preska  
LORETTA A. PRESKA, U.S.D.J.